AND THE BRONX TAKES THE ILP FROM BROOKLYN.

tien and Equipment Reviewed by the

a men who have the homely task d arming the streets clean paraded afternoon on Fifth avenue. ; see of them, as trim a let hers as ever you saw in your life the army, and they seemed to and of their work. There were a made and out, drawn by the some of which were blue on Monday in the work

where Fifth avenue crosses were Mayor Gaynor and Com-Edwards and the heads of other epartments. Mr. Gaynor stood ok on his face of profound seri-Once or twice, however, one if his face broke away from its aty and wore a smile, as for inyoung Robert Lincoln passed in a three foot dump cart. Lincoln Smith is the mascot. of the Manhattan street cleaners, and he the nine-year-old son of Abraham Lincoln Smith of Stable A. Manhattan. along with the Mayor and the chiefs departments were three officers from the Seventh Regiment, N. G. N. Y., who

were to judge the men for military ex-They were Col. Daniel Appleton. Major Francis G. Landon and Major Chart McLean Last year they awarded the prize cup to Brooklyn, with Manbattan second and The Bronx third. Yesterday The Bronx had climbed to the top of the list, leaving third place to the ggest of the boroughs and the middle Brooklyn. The cup the men from The Bronx won yesterday was offered by

missioner Edwards.

Mayor and the Commissioner

prom downtown in an automosith a fore and aft escort of twentymen from Traffic Squad A. They
due at the reviewing stand at 3 a clock and the parade was ready for them at the appointed hour, but they them at the appointed hour, but they were a good twenty minutes late getting there. The head of the parade reached Twenty-eighth street a bit ahead of time and was held there for the arrival of the Mayor. Commissioner Rhinelander Waldo, Commissioner Baker of the Police Department, Deputy Commissioner Bugher, Aldermen Marx and Baldwin, Commissioner Wright of the Health Department and Thomas J. Higgins, Park Commissioner of The Bronx, were there al-Edwards, father and mother

read a clean canvas cart cover on the uddy pavement so that Mr. Gaynor ouldn't soil his shoes walking the six et to the grand stand steps. et to the grand stand steps.

Then Supt. McSherry spurred off with
a orders. At the head of the parade,
ding in an automobile, were William delphia. for Plymouth, Cherbourg and southampton:

Mr. and Mrs. George Arless, Mr. and Mrs. Payand and Southampton:

Mr. and Mrs. George Arless, Mr. and Mrs. Coefficient Crawford. Dr. William J. Holland, the Rev. George F. Pentecost, A. B. Shubert, Mrs. A. W. Swalm, D. A. Wightman, Mrs. A. L. Dutcher and Mrs. A. G. Learned. Mrs. A. W. Swalm, D. A. Wightman, Mrs. A. L. Dutcher and Mrs. A. G. Learned. By the Red Star liner Finland. For Dover and Antworp:

Mrs. Thomas Austin, H. Nelson Burroughs, Mrs. Thomas Austin, H. Nelson Burroughs, Mrs. John W. Caviles, Dr. and Mrs. Samoke a The Pinland of queer apparatus for wetting liner Berlin, for the Mediterranean:

Mrs. Paul Dahlgren.

Passongers by the North German Lloyd liner Berlin, for the Mediterranean:

Mrs. Henry B. Ashmead, William A. Copelliner Crawford. Dr. William J. Holland, the Rev. George F. Postcost, A. B. Shubert, C. T. Bogert, A. S. Coggeshall, Mr. and Mrs. Copelline Rev. George F. Pentecost, A. B. Shubert, C. T. Bogert, A. S. Coggeshall, Mr. and Mrs. A. L. Dutcher and Mrs. A. G. Learned. Mrs. A. L. Dutcher and Mrs. A. G. Learned. Mrs. Thomas Bailey Aldrich, Dr. and Mrs. Ostantian and the Rev. Forms Austin, H. Nelson Burroughs, Mrs. John W. Caviles, Dr. and Mrs. Sewton F. Curtis, Barron Charles de Geer, Mrs. Henry B. Noyes, Mr. and Mrs. Sewton F. Curtis, Barron Charles de Geer, Mrs. Paul Dahlgren.

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As a great temptation of course

as line a triffe in order to look at men and women in the grand stand, but the marchers remisted it. You miss your guide right. Not

you think there is no comence to cleaners' parade listen to this grand stand at the Worth Monii men was a woman, a young woman with black eyes. She was pretty. While the Brooklyn men were going by her interest was only casual. It was plain that she was waiting for something. Things changed as soon as the guidon was carried by saving that here were the street cleaners them Manhattan.

Tance in the Manhattan aggregation.
Strame some men in green who rode
horses. They were head officers of Manhattan street cleaners, but they in the ones. Then were a couple of fred sweepers in the familiar white

drivers of the chunk-chunking She stood frivers. He second. But presently he did then what do you think? She then what do you think? She from beneath her seat a bunch

stocky young man with a Mayor or not, he let his his alignment for himself. back, red in the face from hands and Mr. Gaynor

BUTTON MAN'S ESTATE LIABLE.

Win't keep Contract With Shubert.

state contended that Bimberg his contract because he had

finds that Bimberg opened with the other firm before

THE WHITE WINGS PARADE WAS TILFORDS WILL IN COURT. VISITING ROYALTY OF JAPAN Appellate Division Holds That Its Gor and Bad Parts May Be Separated

The will of Catherine Hunt Tilford mother of the late Wesley Hunt Tilford vice-president of the Standard Oil Company, and of Henry M. Tilford, president dayer, Commissioner Edwards and of the Standard Oil Company of Calimiter tity Officials Manhattan in fornia, which disposes of a residuary tait but "Billy" Gets a Bounget, estate of over \$800,000, was before the Appellate Division of the Supreme Court yesterday on the suit of her daughter. Mary Trotter Chastain, to have the will declared void because Wesley and Henry each got one-fifth of the residuary estate outright, while she and two other brotharmy, and they seemed to their work. There were a meand dump carts too, newly sale and out, drawn by the sale and out, drawn by the the principal of the two other shares was to go into the residuary estate and be divided equally among the remaining devisees. Wesley and Edward have since

Mrs. Chastain alleged that the will should be set aside because the testatrix attempted to suspend unlawfully the absolute ownership of portions of the estate beyond two lives in being. Justice Dowlbeartments. Mr. Gaynor stood hour and a half that the parade of by. He said afterward that the know there was such equipment the provisions found to be illegal were so intermingled and interdependent upon the others as to constitute an entire scheme of testamentary disposition, so that the wishes of the testatrix would be defeated if some provisions were held legal and others illegal. He decided that all the provisions must stand or fall to-

The Appellate Division reversed the ruling, saying that when it is possible to cut out the invalid provisions so as to leave those that are valid and still preleave those that are valid and still pre-serve the general plan of the testator such a construction will be adopted. Justice Scott, writing the decision, says to remove the illegal provisions from the will means the excision only of the life interest of the son Richard in 10 per cent. of the residuary estate, and that this will not materially destroy the scheme which the testatrix had in mind. The court holds this to be wiser than to upset the will and thwart completely the testator's will and thwart completely the testator's intentions by reason of a minor and unimportant defect.

did not sit.

THE SEAGOERS.

Delegates to the Edinburgh Missions Conference on the Caledonia.

Aboard the Anchor liner Caledonia. which sails to-day for Glasgow, are more than a score of delegates to the world's missionary conference at Edinburgh. including:

Robert E. Speer of the Presbyterian Board of Foreign Missions, E. E. Olcott of the Hud-son River Day Line and Mrs. Olcott, the Rev. Dr. John Balcom Shaw, the Rev. Dr. Arthur J. Brown, the Rev. Dr. Andrew V. V. Raymond, the Rev. Henry S. Stimp-son, the Rev. Dr. John Preston Searle, President of Rutgers Theological Seminary; the Rev. Dr. J. Timothy Stone and Mrs. John Gilchrist

Passengers by the Hamburg-American of The Bronx, were there al-ad so were Hamilton Edwards liner Amerika, which sails for Plymouth. Cherbourg and Hamburg with every

and Mrs. Edwards, father and mother of the Commissioner, who came down from Broome county to see the parade.

Presently there was a great clatter of hoofs near the Flatiron Building which indicated the approach of the Mayor's scort. Supt. McSherry of the Street Cleaning Department, who was a sort of equery in waiting, sat his horse on the Madison Square side of Fifth avenue, ready to gallop off with orders to the parade to march. The police swept into line, saluting while the Mayor and Commissioner Edwards got out of the automobile. Men from the department spread a clean canvas cart cover on the Mrs. A. B. See, Charles L. Sturtevant, Mr. Major Willy von Livenius, Meyer, Mrs. Henr. Menken, Mrs. Julius P. Meyer, Mrs. Henr. A. Mout, Mr. and Mrs. Thomas M. Or. Mr. and Mrs. E. Le Roy Pelletier, Mr. an Mrs. A. B. See, Charles L. Sturtevant, M. And Mrs. Frank A. Seitz, Dr. and Mr. Marvin A. Street, Mr. and Mrs. Charles Taft, W. H. Wellington, Mr. and Mrs. F. Taft, W. H. Wellington, Mr. and Mrs. F. North and Robert Eyekman Walbridge. Sailing by the American liner Phila-elphic. for Plymouth, Cherbourg and

delphic.

Mrs. Henry B. Ashmead, William A. Cone-land C. S. Bartow, Dr. and Mrs. O. M. Deems, Thomas E. Greacen, Mme. Matjawan Mes-sen-Stone, Mrs. Annie M. Sessions, Mrs. William Walter Phelps and Gacret W. Smith.

POLICE SEARCH FOR CHILD Who Disappeared Last Wednesday on

Way Home From School. s a woman, a young woman with es. She was pretty. While the men were going by her interest casual. It was plain that she ingfor something. Things changed as the guidon was carried by hat here were the street cleaners shattan.

Manhettan was the great bordin the Manhettan aggregation. It was some body of immen the Manhettan aggregation. It was some body of immen the Manhettan aggregation. It was some body of immen the Manhettan aggregation. It was some men in green who rode as They were head officers of hattan street cleaners, but they the ones. Then were a couple of who had been told of her daughter's enforced absence, did not worry until sees at all hours of the day and the streets of Manhattan. They he ones either.

She was pretty. While the good-by to her achoolmates who were returning home with her on the afternoon Prince and Princess Fushimi went out in an automobile to get a glimpse of the park and upper Fifth avenue. They were entertiated at dinner by Consul-General and Mrs. Midauno at the Nippon Club. Today they will see some of the sights of the financial district, duck under the East River in the Hudson tube and shoot up forced absence, did not worry until so clock came around. Then, as she said yesterday, she became anxious and went of the little sees at all hours of the day and the streets of Manhattan. They he ones either.

She was pretty. While the method that she good-by to her achoolmates who were returning home with her on the afternoon Prince and Princess Fushimi went out in an automobile to get a glimpse of the park and upper Fifth avenue. They were entertured the was deficient, so her mother Mrs. Midauno at the Nippon Club. Today they will see some of the sights of the financial district, duck under the East River in the Hudson tube and shoot up forced absence, did not worry until so clock came around. Then, as she said upper Fifth avenue. They were entertured to good the park and upper Fifth avenue. They were entertured to good the financial district, duck under the East River in the Audinn Eight-year-old Helen Sullivan said way nome, and all of ficien's friends told the mother the same thing. Michael Sullivan, the child's father, who is a private coachman, was sent for and he started a search for his daughter that he has kept up ever since in connection with Detective Haggerty of the East

Sixty-seventh street police station.

A general alarm for the child was sent white stockings and yellow shoes.

FIREMEN ASK FOR MORE PAY. Men in the Ranks May Get It-Chiefs Not Likely to Succeed.

A large force of uniformed firemen A Supt. Stackpole, who use stand for Commissioner knows most of the men an, "what's the use of driver's name, hey? It Croker was the principal speaker for by good. His name's Billy; them. He told the board that the danger. gerous duties of the firemen, the long hours they gave to the city and the increased cost of living justified the application. The increases asked for are about \$200 in each grade. It is probable that these raises will be granted, but there is little probability of the petitions of the deputy chiefs and battalion chiefs, who have asked for increases ranging from \$1.700 to \$3,300 a year, being acceded to the button man) because Bimberg.

The widening of Forty-second street between Park and Eighth avenues was a wrong theory or admitted improper authorized vesterday by the Board of Estimate. The action calls for the removal of all encroschments extending more than two and a half feet beyond with Shubert stated that if both to the agreement failed to the its terms the other should \$55.000 as liquidated damages for of the contract.

State contract.

The Wall Street "Evening Sun." The Wall Street edition of TRE EVENING

deposit to bind it, whereas The Wall Street edition of TRE EVENING pastor of the Memorial Presbyterian & Kemper made an advance Sun contains all the financial news and Church in Brooklyn, whose congregation the stock and bond quotations to the close Church in Brooklyn, whose congregation the stock and bond quotations to the close of the market. The closing quotations, including the "bid and asked" prices, with additional news matter, are contained also near White Plains. He will sail for Scottpurpose.

PRINCE AND PRINCESS FUSHI-MI ARE IN TOWN.

He'll Not Be Interviewed Until To-day Plan to Do a Lot of Sightseeing He's a Distinguished Naval Officer and She is Reputed to Be a Beauty.

of Japan, who with Princess Fushimi and their suite arrived by the Lusitania yesterday, has approached the problem of the American interview with more circumspection even than that employed by his brother-in-law, Prince Iyesato Tokugawa, who recently toured our country with answers to questions prepared on cherry colored slips of silk ready His Highness Prince Fushimi announced shortly after he had reached the Plaza Hotel at noon that he would consent to be interviewed to-day at 5:30 o'clock and not before. The Prince, a veteran of many naval engagements, was a First Lieutenant on the staff of Admiral Togo in the war with

Prince Fushimi-no-Miya, to give him his whole title, is the youngest of a princely line that is very old in Japan. He is not directly related by blood to the imperial family, but by the common custom of adoption he has place among the highest princes about the throne. His father Prince Fushimi, senior, who visited America just at the time of the outbreak of the Russo-Japanese war, was an adopted son of the present ruler of the empire. The Princess Fushimi is a daughter of the last Tokugawa Shogun of Japan, who was unseated from power by the revolution which installed the present Emperor in

With the imperial couple travel a The court's decision was unanimous.

The court's decision was unanimous.

Is a graduate of Bryn Mawr and a teacher in the Peeresses School at Tokio. Comversed and who is a member of the court, mander Kiyokaira Junichi travels with the party as naval aid to the Prince; Z. Tanaka is the chamberlain, and Murikama holds the place of steward. Seven servants, including a maid for each of the ladies, complete the travelling company. Prince Fushimi is unusually tall for one

of his race and he has the delicately oval face typical of the reigning caste in JURY SETS MRS. DOXEY FREE. Japan. A thin black mustache veils his All of his features are cast in severely formal lines. The Princess is very small in stathre, with an alert, petite eautiful woman in the imperial house.

from direct succession to the throne has jury's verdict of acquittal. lived a life of much greater activity than that allowed to Prince Yoshihito, the heir third ballot, taken at 8:45 P. M.1 that the war with Russia began he was of St. Louis county. assigned to duty as one of Admiral Togo s ments of Port Arthur and in the final where the Baltic fleet was sunk.

Less than a month after the war the Prince suffered an experience more severe were that Mrs. Dora E. Doxey while than any during hostilities. He was married married Erder aboard the Mikasa as she lay at anchor at the naval station of Sasebo in September. 1905, when a fire started in the hold. and before a general alarm to quarters could be sounded the Mikasa blew up and This disaster, which stunned all Japan, occurred during the height of the rioting following the signing of the peace of Portsmouth, the protest of a majority of the people against the terms to which Japan agreed. Though the Government sunced that the sinking of the Mikasa was due to a fire reaching the magazines. victorious fleet had been sunk by mem-hers of her own crew in rage at the peace terms. Prince Fushimi was injured by

smoke at the time of the explosion.

The Prince and Princess have been away from Japan more than two years, spending most of that time in Europe. They went to London to open the Anglo-Japanese exposition last month, and at the funeral of King Edward Prince Fushimi conversed his Government. smoke at the time of the explosion.

Capt. Banihara, secretary of the Japanese Legation in Washington, Commanders Nirugo and Saito, attachés of the legation, and Consul-General Midrepresented his Government. zuno, representing Japan at this post, went down the bay to meet the imperial pair at Quarantine. At the Plaza Hotel the Prince's suite was installed in the royal apartments on the second floor, which was recently occupied by Prince Tasi Tas and by Prince Tokurawa.

COMMISSIONERS CENSURED. But Court Refuses to Remove Appar. Righy and Martin.

WRITE PLAINS, June 3. Justice Arthur A general alarm for the child was sent to roses in a dozen colors, as hig out on the night that she was first missing.

A general alarm for the child was sent to roses in a dozen colors, as hig out on the night that she was first missing.

But you ever saw passed to a but yesterday the police had nothing that might lead to her recovery. At the time of he city of New York for the removal of the city of New York for the

N. Righy of Yonkers and ex-Senator Bernard F. Martin of New York city in the Hill View reservoir proceedings. Section 1, but he censures them for their delay and for holding sixty-five hearings time before going away.

He studied architecture at Cornell on one parcel. Justice Tompkins says:

A large force of uniformed firemen attended yesterday's meeting of the Board of Estimate to erge raising the salaries of the men an, "what's the use of friver's name, hey? It y good. His name's Billy; the "Croker was the principal speaker for the men of the department. Chief friver's name, hey? It y good. His name's Billy; the "Croker was the principal speaker for the men of the department. Chief friver's name, hey? It was the principal speaker for the men of the department. Chief friver's name, hey? It was the principal speaker for the men of the department. Chief friver's name, hey? It was the principal speaker for the men of the department. Chief friver's name, hey? It was the principal speaker for the men of the department. Chief friver's name, hey? It was the principal speaker for the men of the department. Chief friver's name, hey? It was the principal speaker for the men of the department. Chief friver's name, hey? It was the principal speaker for the sixty-five hearings on as many days should be devoted to this one parcet. No. 5, consisting of a tract of fifty-odd acres of land, is simply preposterous. Even though the commissioners were plication. The increases asked for are about \$250 in each granted, but these raises will be granted, but there is little probability of the petitions of the deputy chiefs and battalion chiefs. Of the deputy chiefs and battalion chiefs from \$1.700 to \$3,300 a year, being acceded the proper motives on the part of the commissioners in respect to the rulings upon the admission of evidence or the adoption of a theory for determination of the demands of the men of the board that the dangerous duties of the firemen. That there have been unnecessary hearings and that they have heen unnecessary the allowing the allowing the allowing the allowing that they have been unnecessary that there have been unnecessary the allowing the learnings and that they have as many days should be devoted to this one parcet. No. 5, consisting of a tract of fifty-odd acres of land, is simply preposter

Brooklyn Minister at Muldoop's. The Rev. Dr. T. Colvin McCletland. ANARCHIST PLOT IN TOKIO. JUST WHAT'S AN AFFINITY? So-Called Socialists Caught With Bomb

Lives of Ministers Aimed At. Consul-General Kokichi Midzuno of Japan received official news from his Government in Tokio yesterday of the discovery of a plot among a group of Japnese anarchists to do violence to the heads of the Government there. Though the official advices did not specify how far these plans had progressed when the discovery came nor what members of the Government were singled out for assassination, the fact that the Consul-General in New York was notified indicates

the seriousness of the affair. According to the despatch which Mr. Midzuno received seven people who called themselves Socialists were arrested on May 28 on the charge of having prepared bombs illegally. Two of the offenders were women. The purpose for which the bombs were manufactured was not stated in the Consul-General's despatch, at enough is known by him of the recent opaganda of the so-called Socialists in Japan to render this detail unnecessary

My advices say that after an investigaon into the cases of the seven suspects by the Tokio Municipal Court it was determined that they had gone far beyond the boundary of socialism and that they were anarchists and should be treated as such," Mr Midzuno said. "A branch rmined that they had gone far beyond of the Socialists in Japan has gone beyond the Government's patience recently, and it is probable that severe punishment will be inflicted on these seven.

"For several years the Government pur-aued a policy of severe repression toward the Socialists, and it was only recently that this policy was softened. Of late the Government had decided that people became Socialists because they had no became Socialists because they had no bread, and a sincere effort was begun to secure work for the unemployed who had a leaning toward the Socialist doctrines. "Socialism has been preached in Japan for some time, but it is not exactly the same kind of socialism that you have over here. It is more the cry of the very poor.

with the imperial couple travel a considerable suite. Mme. Hashiguchi is lady in waiting to the Princess. Miss Suzuki, who is the Princess's companion. is a graduate of Bryn Mawr and a teacher in the Peeresses School at Tokio. Commander Kiyokaira Junichi travels with the party as naval aid to the Princes. It is more the cry of the very poor. But since the Government has inaugurated efforts toward alleviating the condition of these people. I believe that it will be greatly vexed at this plot now discovered. The foreign press of Japan has recently alluded to the propaganda of the Socialists in Japan, under the leadership of a man by the name of Kotoku. With its head-curvers in Tokio. by the name of storou. With its head-quarters in Tokio, this party has lately-been carrying on an active campaign against Premier Katsura, who represents the military party of the empire, and through a magazine and many intemperate speakers the Socialists have been preach-ing the destrine of discontent. ing the doctrine of discontent

Acquits Her of Murder-May Be Arrested

St. Louis, June 3.-Mrs. Dora Elizaface which has won for her the popular beth Doxey, charged with the murder appraisal in Japan of being the most of William J. Erder, fell sobbing into the arms of her father at 9:30 o'clock to-Prince Fushimi because of his removal night as Clerk Robert Walker read the

The jury arrived at its verdict on the He entered the Imperial Naval An information charging Mrs. Doxey Academy before he was 20 and at the time with bigamy is in the hands of the Sheriff

Assistant Circuit Attorney Rosskopf personal staff aboard the flagship Mikasa. announced that informations charging and interesting by slang and jargon, often He was with the Mikasa until the close of perjury and obtaining money by false the war, serving at the many bombard- pretences would probably be issued tomorrow and he asked Johnson to have naval battle at the Strait of Tsushima, Mrs. Doxey at Johnson's office at 10 toorrow morning. The State's charges against Mrs. Doxey

> Three days later Erder's insurance policy and that of his sister Elizabeth were transferred to Mrs. Doxey as sole

On June 14, 1909, Mrs. Doxey tried to orrow money from a lawyer, declaring "that man in St. Louis I told you about," was about to die and she soon would have Erder did not become ill until twenty

days after Mrs. Doxey predicted his demise He expired in six days, four days themselves may be thrown into such after his sister Elizabeth died.

Approximately one-third of a grain of libellous. The rule in libel cases is that

forwarded \$1.850 to Dr. Doxey at Columbus, Neb.

Mrs. Doxey concealed her movements,

returned to Columbus and lived again with Dr. Doxey. Both became Sunday school teachers.

beachers.

Dr. Doxey purchased cacodylate of sodium, a deadly compound of arsenic, while Mrs. Doxey was with Erder. He mailed her morphine together with other packages, the contents of which are not been recent

Mrs. Doxev assumed the name of Dodge when she was in St. Louis in 1906. Mrs. Doxey assumed the name of Legear in 1907 and was known by various other

names at different times.

Mrs. Doxev denied that she married Erder but lived with him until June 4, 1809. She went to Des Moines at that ibly to settle an estate. instead of doing this she spent the time in Columbus as the wife of Dr. Doxey.

HAYDEL HELD AS INSANE. Man Supposed to He New York Architect Taken Into Custody

San Francisco, June 3 .- Abner Haydel of New York was taken into custody last night in Oakland because of evidence of insanity. He had \$206 in currency and a hank book showing \$22,000 to his

Abner J. Haydel, the architect who of \$30,000 which he brought against Howard Gould for the plans for Castle Gould at Sands Point, L. I., went to California two months ago for his health, and his friends in New York last night were confident he was the New orker taken into custody at Oakland.

Mr Haydel had lived for the last fif-teen years at 116 East Twenty-seventh atreet. His health had been poor for some time and his friends believed that his mind was affected. Two months ago, before leaving for California, he sold out all his effects and prepared for a long stay

Mr. Haydel got a judgment for \$5,002 against Charles A. Gould, president of the Gould Coupler Company, because Mr. Gould did not carry out his plans to build a \$150.000 residence on Long Island from designs made by the architect but the internal control of the c but the judgment was reversed by Appellate Division of the Supreme t on the ground that a copy of the Scientific American containing an article praising some of Mr. Haydel's work had been improperly admitted in evidence.

Ask for Subway Station at Blat Street and Lexington Avenue. An appeal has been made to the Public

Service Commission to provide a station report of the commissioners comes before on the proposed Broadway-Lexington avenue subway at Ninety-first street, The plans as now drawn provide for stations at Eighty-sixth and Ninety-sixth streets. It has been the view of the commission that it would be best not to have stations as close as they are on many elevated lines because a great many stops inevitably decrease the speed of

Detective Bureau in Williamsburg.

Police Commissioner Baker will establish a branch detective bureau in Williamaburg at 906-908 Broadway, near Myrtle

APPELLATE DIVISION TALKS OF THE WORD'S MEANING.

Orders a New Trial of an Action for Libel in Saying That a Broker Had an Affinity-Juror Just Convicted of Crime Was Wrongly Allowed to Serve.

The Ferdinand Pinney Earle case and the meaning of the word "affinity" were dwelt upon at some length in a decision of the Appellate Division of the Supreme Court yesterday reversing a judgment for \$15,000 obtained by Peter Geddes Grant, a broker, against a newspaper because of the publication of an article stating that Grant and an "affinity" had 'led the police of three precincts a two our chase through the theatre district, but when he was caught he had to send for his wife to bail him out." Grant sued on the ground that the article intended to convey the impression that he was associating with a person of "unchaste character

In support of his contention counsel

for Grant introduced in evidence three clippings from the same newspaper dated prior to the article complained of in which the word "affinity" was used to show the implied meaning of the word. One related to the mobbing of Ferdinand Pinney Earle by his neighbors at Monroe. the second told of a crowd waiting at the railroad station to greet him with tar and feathers when he returned, and the third told how a woman had caused the arrest of her husband because he had been living with an "affinity." In admitting the clippings in evidence the court below said that they served to show that the readers of the newspaper in question "were educated to the meaning of that word in its invidious sense." The Court charged the jury that the serious question it would have to pass on was the meaning of the language in which the word "affinity" appeared, having in mind the meaning an intelligent person would gather in 1907 and not at present.

In his decision Justice Clarke said it was apparent that the three prior articles figured largely in the trial and were of such a nature that they could not fail seriously to affect the jury, because they "purported to show the moral uprising of a rural community against a person pos esed of an 'affinity,' and the opinion of such community that such a person was deserving of being tarred and feathered. ridden on a rail or even hanged." Court said that if the articles were improperly admitted in evidence the judgment could not be sustained.

The word "affinity" is a common English word to be found in all English dictionaries, and in none of them to which our attention has been called is there ascribed the particular invidious meaning sought to be tionary meanings, however, are not con-clusive. English is not a dead but a virile language-flexible, progressive, connually being enriched from all sorts sources-its common speech made piquant better understood by the man in the street than the classic diction of the great masters "combine," meaning a secrecombination for the purpose of committing fraud, a conspiracy, was added to the language by a witness in a famous trial in the tionary word. Of course there are innuerable instances of like character.

If, as claimed by the plaintiff, and appar ently conceded by the Court, a new meaning had been attached to or coined for the word affinity" shortly prior to the publication the article complained of that meaning should have been set forth in the complaint and a special issue tendered thereof

The Court points out that Grant complained of the entire article and there was no special picking out of the word "af-finity." The Court adds:

Perfectly innocent words standing by white arsenic was found in the parts of Erder's body that were examined.

Mrs. Loxey collected \$3,200 insurance on the lives of Erder and Miss Erder and the state of the street of the to the attention of the Court and relied upon. The vice in this record is the pick-ing out of the word "affinity" and the atempt to ascribe to it upon the trial a meaning by evidence of prior articles which could only be admitted, if at all, under appropriate

The Appellate Division finds another reason for ordering a new trial in the fact that the foreman of the jury had been recently convicted in Special Sessions of assault on a young woman under age, and counsel for delendant after age, and counsel for defendant after producing a certified copy of the court record seked that the case be declared a mistrial on the ground that the juror was disqualified. The Appellate Division says it needs no argument to support a proposition that a person convicted of a crime "of such turpitude" did not possess the good character demanded of a juror, yet the Court permitted the juror to

The higher court says that the evidence justified the jury in finding that the article was false and libellous.

GOVERNMENT MUST WAIT.

Can't Recover on Leary's Bond Until Further Changes in the Account.

By a ruling of the Appellate Division the Supreme Court yesterday the United States must wait a few months onger before it can collect \$36,000 from the estate of James D. Leary, the shipuilder and one of the owners of the Hoffman House, as the amount of the bond put up by Mr. Leary in 1899 in behalf of Benjamin D. Greene, who with his of Benjamin D. Greene, who with his about our population but I should be dispersed in a large envelope and the Court partner, John F. Gaynor, was arrested appointed if the figures are less than the contracting frauds against the 200,000. for the contracting frauds against the government which resulted in the ulti-mate conviction of Greene and Gaynor and of Capt. Cherlin M. Carter. When Greene jumped his bail and fled to Canada, from which country it took five years to extradite him, the Government

in the West. He was a member of the City Club but resigned from the club a short time before going away.

He studied architecture at Cornell University and at the Ecole des Beaux Arts, Paris. Among his works are the Shepard Memorial Church and Gray Craig Castle at Newport and Castle Gould Mr. Haydel got a judgment for \$5,002 and the United States District Attorney asked leave in the Surrogate's court to issue an execution for the \$36,000 against the Leary estate. The Surrogate directed the administrative to file an intergrated as a printerpredicts of the surrogate directed the administrative to file an intergrated as a contract of the covernment got judgment against the covernment got judgment against the estate.

Mrs. Mary C. Leary, the hotel man's widow of 722 Fifth avenue, is administrative of the estate, and the United States District. n inistratrix to file an intermediate acestate may become liable for \$300,300 on account of litigation now pending, and that other liabilities, including the claim of the Government, make a total daim of the Government, of \$67,000, which would leave a total of \$350,000. She in deficit in the estate of \$350,000. She in-sisted that no claims could be settled until the litigation against the estate had been concluded.

The Government made many objections to the accounting, the chief one being that Mrs. Leary had wrongfully paid \$44,180 to non-preferred creditors without keeping sufficient assets in her hands to meet the claim of the Government, which is entitled to preference under both the State and Federal statutes.

The Surrogane appointed Jordan to

State and Federal statutes.

The Surrogate appointed Jordan J. Rollins as referee to determine whether the Government's objections were sound, and he reported that the accounting was incorrect and sustained most of the contentions of the Government, declaring that if the accounting had been made in the proper wait to the content of th made in the proper way it would show sufficient assets to pay the Government's claim. Mrs. Leary asked that the referee be directed to amend his report so as to set forth his findings in a way that she could answer them, but Surrogate Cohalan declined to do so. The appellate Division

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Important Announcement

Grand Central Terminal

Commencing Sunday, June 5th, and continuing until the completion of the new Grand Central Terminal, all trains, both through and local, will arrive at and depart from

Lexington Avenue Temporary Terminal

entrance to which is on

43d Street and Lexington Avenue

For accommodation of patrons arriving via Subway and Madison Avenue lines, an entrance will be maintained on Vanderbilt Avenue, north of 42d Street, until further notice.

All passengers arriving in automobiles and carriages, and those having baggage to check, should use the entrance on 43d Street.

Ticket offices and waiting rooms will be located in the Lexington Avenue Terminal.

ARIZONA NOT DISCOURAGED.

Expects Some Statebood Bill to Be Passed This Session

Gov. Richard E. Sloan of Arizona has arrived at the Holland House, accompanied by his wife and younger daughter, and he says that Arizona is not despairing of Statehood, notwithstanding the delay in Coogress over the question. The Governor is on his way to Poughkeepsie to visit his daughter who is to be graduated fat Vassar and on his way home will deliver a commencement address

at Monmouth College in Illinois, from which he was graduated in 1877. What we are most concerned in out in Arizona just now," said he, "is the extension of the El Paso and Southwestern of California, to Tucson and possibly Phoenix. I understand there is already easy and quick transportation to tide but with the Panama Canal immense development of outhwest and an adjustment of the freight rate question upon a satisfactory basis. It will enable us to get everything from the East at lower rates and will provide an outlet for our copper mat and

er ores. Then they have just completed what is known as the Tucson and West Coast of Mexico Railroad, which connects Tucson with the Southern Pacific roads on the west coast of Mexico, and it is only a question of months when we will have direct connection with Mexico city. This will provide a through route from Mexico city to the Pacific coast and will have considerable effect in building up our towns. The effect upon Tucson will be to make it a great commercial will be to make it a great commercial tending far down into the western States of Mexico.

of Mexico.

"I have just come from Washington, where I find the Statehood question is in a fairly satisfactory stage. The discouraging thing is the length of time the railroad bill is consuming in the Senate and then, under the programme the conservation bills are to be taken up next. But it is the understanding that the Statehood billywill be taken up im-mediately after these. I think there is no question that some bill on the subject nass the Senate, and unless there is a disagreement between the Senate and the House over the features of the Senate "So far there is no authoritative esti-

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ESTAB OVER HALE A CENTURY

and will Handsome Art Work in Vanderbilt's Horse Training Ring.

NEWPORT, June 3.—The interior decora tions of the training ring at Alfred G. Vanderbilt's Oakland Farm in Portsmouth have just been completed. They include fourteen hand painted panels five feet high by twelve feet long, done in sepia tints by Herbert W. Clarke of New York and represent nearly two years work. Seven of the panels representing coaching scenes have been placed at the south end of the ring and seven hunting scenes are at the north end of the building.

New Cotton Case Indictment.

The second, or afternoon Federal Grand Jury handed to Judge Martin in the bill the latter will become a law this session. While there is some opposition to the bill it does not promise to be active. lieved to be an indictment in the cotton mate as to what the census will show pool investigation. The document was about our population, but I should be dissealed in a large envelope and the Court

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